

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

GothWine Limited Liability Company
t/a Aperio DC

Application for a New
Retailer's Class CR License

at premises
2622 P Street, NW
Washington, D.C. 20007

Case No.: 20-PRO-00046
License No.: ABRA-116925
Order No.: 2020-665

GothWine Limited Liability Company, t/a Aperio DC, Applicant

Gwendolyn Lohse, Commissioner, Advisory Neighborhood Commission (ANC) 2E,
Protestant

Karen Cruse, on behalf of Citizens Association of Georgetown (CAG), Protestant

Siavash Koohmaraie, Abutting Property Owner, Protestant

Robert W. Stout, Abutting Property Owner, Protestant

Robert M. Yahn and Linda C. Yahn, Abutting Property Owners, Protestant

Lacey Huber, Abutting Property Owner, Protestant

Andrew Johnson, Abutting Property Owner

Atish R. Ghosh and Danielle Dukowicz, on behalf of A Group of 3 Individuals

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member
Rafi Aliya Crockett, Member
Jeni Hansen, Member
Edward S. Grandis, Member

ORDER ON DISMISSAL OF PROTESTS

The Application filed by GothWine Limited Liability Company, t/a Aperro DC (Applicant), for a new Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on November 2, 2020.

On November 2, 2020, the Board dismissed the Protest of Andrew Johnson because Andrew Johnson did not appear at the Roll Call Hearing and he did not file a protest against the Application, but rather submitted a letter expressing his concerns regarding the Application.

Additionally, the Board dismissed the Protest of the Group of 3 Individuals because it is not a Group of Five or More Individuals and the establishment is not located within a moratorium zone. As determined by D.C. Official Code § 25-601, the persons who have standing to file a protest are: ... (2) A group of no fewer than 5 residents or property owners of the District sharing common grounds for their protest; provided, that in a moratorium zone established under § 25-351 (or in existence as of May 3, 2001), a group of no fewer than 3 residents or property owners of the District sharing common grounds for their protest...

Andrew Johnson and the Group of 3 Individuals may file a Request for Reinstatement of their Protest with the Board within ten (10) days from the date of this Order.

ORDER

The Board does hereby, this 4th day of November 2020, **DISMISS** the Protests of Andrew Johnson and the Group of 3 Individuals. Copies of this Order shall be sent to the Parties.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac436602e0c0d09e4b75003031d0c88

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547e037f0c0d0fca8d1b332032940cc

James Short, Member

eSigned via SeamlessDocs.com
Bobby Cato
Key: 25d435ca4f6a145a774b718d7917a20d

Bobby Cato, Member

eSigned via SeamlessDocs.com
Rema Wahabzadah, Member
Key: b22ca40b505b74090b19b35b738f1eef

Rema Wahabzadah, Member

eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member
Key: b560a91845e170e401d155a5c12081cc

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 82172631f050e447491e5dfe2a41809

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027ed3a7070f0940ec14adab52541ce5

Edward S. Grandis, Member

Pursuant to D.C. Official Code § 25-433(d)(1), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 430 E St NW, Washington, D.C. 20001; (202/879-1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).